

AO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE CEDARBAUM

UNITED STATES DISTRICT COURT

Southern

District of

New York

DANIELLE BOBIN, Individually and on behalf of  
Herself and All Others Similarly Situated,

Plaintiff,

V.

LAGARDÈRE SA, DAIMLER AG, RALPH D.  
CROSBY, JR., and JOHN LEAHY,

Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

08 CIV 5383

TO: (Name and address of Defendant)

Daimler AG  
c/o Daimler North America Corporation  
CT Corporation System  
111 Eighth Avenue  
New York, New York 10011

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Brian C. Kerr  
DREIER LLP  
499 Park Avenue  
New York, NY 10022  
(212) 328-6100

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

*[Signature]*

(By) DEPUTY CLERK

DATE

JUN 12 2008



COURT UNITED STATES DISTRICT COURT  
COUNTY OF SOUTHERN DISTRICT OF NEW YORK

DANIELLE BOBIN, INDIVIDUALLY AND ON BEHALF OF HERSELF  
AND ALL OTHERS SIMILARLY SITUATED

Plaintiff(s)

against

LAGARDERE SA, DAIMLER AG, RALPH D. CROSBY, JR., AND  
JOHN LEAHY

Defendant(s)

Index No. 08 CIV 5383

**AFFIDAVIT OF  
SERVICE OF SUMMONS  
(AND COMPLAINT)**

SEE ATTACHED RIDER

STATE OF NEW YORK, COUNTY OF NEW YORK SS: The undersigned, being duly sworn, deposes and says; deponent is not a party herein, is over 18 years of age and resides at CORONA, NEW YORK  
That on 6/13/08 at 1:25 P.M., at 111 EIGHTH AVENUE, NEW YORK, NEW YORK  
deponent served the within summons, and complaint on  
SEE ATTACHED RIDER

DAIMLER AG  
C/O DAIMLER NORTH AMERICA CORPORATION  
CT CORPORATION SYSTEM  
defendant therein named,

**INDIVIDUAL** by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as  
1. ☐ said defendant therein.  
**CORPORATION** a DOMESTIC corporation, by delivering thereat a true copy of each to SATTIE JAIRAM  
2. ☒ personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be MANAGING AGENT thereof.  
**SUITABLE AGE PERSON** by delivering thereat a true copy of each to a person of suitable age  
3. ☐ and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.  
**AFFIXING TO DOOR, ETC.** by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—  
4. ☐ usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

**MAILING TO  
RESIDENCE  
USE WITH 3 OR 4**

5A. ☐

**MAILING TO  
BUSINESS  
USE WITH 3 OR 4**

5B. ☐

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

**DESCRIPTION  
USE WITH  
1, 2, OR 3**

<input type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input checked="" type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input checked="" type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input checked="" type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features:

**USE IN  
NYC CIVIL CT.**

☐

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

**MILITARY  
SERVICE**

☐

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on  
6/16/08

JOHN DICANIO  
Notary Public, State of New York  
No. 01DI4977768  
Qualified in Westchester County  
Commission Expires Feb. 11, 2011

PRINT NAME BENEATH SIGNATURE  
SUAN D. AGUIRRE

License No. 843839

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
DANIELLE BOBIN, INDIVIDUALLY AND ON BEHALF OF  
HERSELF AND ALL OTHERS SIMILARLY SITUATED

Case No. 08 CIV. 5383

Plaintiffs

-against-

**RIDER TO  
AFFIDAVIT OF SERVICE**

LAGARDERE SA, DAIMLER AG, RALPH D. CROSBY, JR.,  
AND JOHN LEAHY

Defendants,

-----X

List Of Documents Served:

- Summons In A Civil Action;
- Complaint For Violation Of The Federal Securities Laws;
- Rule 7.1 Statement;
- Civil Cover Sheet;
- Individual Practices Of Judge Miriam Goldman Cedarbaum;
- Individual Practices Of Magistrate Judge Theodore H. Katz;
- Electronic Case Filing Rules & Instructions.